

REMARKS

Entry of Claims 36-51

In the Final Rejection, the Examiner stated that newly submitted Claims 36-51 were being withdrawn as being directed to a non-elected invention. Thereafter, the undersigned called the Examiner and inquired if the Examiner would consider the claims if a RCE was filed. The Examiner stated that he would enter and consider the claims in response to a RCE. Accordingly, Applicants are filing a RCE herewith and request that Claims 36-51 now be entered and examined.

Applicants will now address the Examiner's remaining rejections in the order in which they appear in the Final Rejection.

Claim Rejections - 35 USC §103

Claims 1, 2, 4-7, 10, 11, 21, 22, 34 and 35

The Examiner rejects Claims 1, 2, 4-7, 10, 11, 21, 22, 34 and 35 under 35 U.S.C. §103(a) as being unpatentable over Jahagirdar et al. (US 6,125,286) in view of Hwang (US 5,852,481). This rejection is respectfully traversed.

In the Final Rejection, the Examiner contends that Jahagirdar "discloses a portable electronic device that is basically the same as that recited in claims 1, 2, 34 and 35," except that Jahagirdar does not disclose that the second display device and the first display device are active matrix displays. The Examiner then cites Hwang as disclosing two types of LCDs, a passive matrix driving LCD and an active matrix driving LCD. The Examiner then contends that, with the teaching of Hwang, it would have been obvious to one having ordinary skill in the art at the time the invention was made to employ an active matrix display for the first display device and the second display device of Jahagirdar to obtain a high contrast ratio and a high resolution.

Applicants respectfully disagree. However, in order to make the distinction between the present invention and Jahagirdar clearer, Applicants have amended independent Claims 1 and 2 so that they recite that the claimed electronic device comprises *a second display panel comprising a touch input operational portion*. This is shown, for example, on page 8 and Figs. 3A-3C of the present application. In contrast, while the Jahagirdar device in Fig. 9 (cited by the Examiner) appears to have two display panels, neither display panel has a touch input operational portion (in the Final Rejection, the Examiner cites to the key pad 912 but this is not part of the display panel), as required in the amended claims.

Therefore, it is respectfully submitted that independent Claims 1 and 2, and those claims dependent thereon, are not disclosed or suggested by the cited references, even if properly combinable (which Applicants do not admit), but are patentable thereover. Accordingly, it is respectfully requested that this rejection be withdrawn.

Claims 3, 8, 9 and 16-18

The Examiner also rejects Claims 3, 8, 9 and 16-18 under 35 USC §103 as being unpatentable over Jahagirdar in view of Hwang and further in view of Mack II et al. (US 6,510,325). This rejection is also respectfully traversed.

Each of these rejected claims is a dependent claim. Accordingly, for at least the reasons discussed above for the independent claims, these dependent claims are also patentable over the cited references. Therefore, it is respectfully requested that this rejection be withdrawn.

Claims 19 and 23

The Examiner further rejects Claims 19 and 23 under 35 USC §103 as being unpatentable

over Yabe et al. (US 4,809,078) in view of Miyashita et al. (US 6,821,55). This rejection is also respectfully traversed.

In the Final Rejection, the Examiner contends that Yabe discloses a portable electronic device comprising a cover member 2 comprising an EL display device and a reflection display device 1 with touch input operation comprising knobs 32a, 33a and 34a of dials 32, 33 and 34. The Examiner admits that Yabe does not disclose that the EL display device is an active matrix display. The Examiner then cites Miyashita as disclosing a method for manufacturing an active matrix type organic EL display device. The Examiner then contends that it would have been obvious to one having ordinary skill in the art at the time the invention was made to modify the device of Yabe with the teaching of Miyashita by employing an active matrix EL display device to obtain excellent luminescence for displaying an image.

Applicants respectfully disagree. However, in order to make the distinction between the present invention and Yabe clearer, Applicants have amended independent Claim 19. Claim 19 is directed to an electronic device comprising two panels, a cover member comprising an active matrix EL display panel and a reflection display panel, comprising a touch input operational portion.

In contrast, the Yabe device does not have a display panel with a touch input operational portion (in the Final Rejection, the Examiner cites to knobs 32a, 33a, 34a which are not part of the display panel). Further, Yabe teaches a portable electronic device comprising a reflecting plate 22, EL panel 60, and a transparent liquid crystal display panel 51. Hence, the reflection display comprises a reflecting plate, an EL panel and a transparent liquid crystal display panel. This is very different than the claimed device.

Therefore, the cited references fail to disclose or suggest the claimed invention. Accordingly, the claims are patentable thereover, and it is respectfully requested that this rejection be withdrawn.

Claims 24-26

The Examiner also rejects Claims 24-26 under 35 USC §103 as being unpatentable over Lebby et al. (US 6,158,884) in view of Miyashita. This rejection is also respectfully traversed.

The Examiner cites Lebby as disclosing a portable electronic device but admits that it does not disclose that the EL display device is an active matrix display. The Examiner then cites Miyashita as disclosing a method for manufacturing an active matrix type organic EL display device. The Examiner then contends that it would have been obvious to one having ordinary skill in the art at the time the invention was made to modify the device of Lebby with the teaching of Miyashita by employing an active matrix EL display device to obtain excellent luminescence for displaying an image.

Applicants respectfully submit that this rejection and combination of references is improper. For example, Lebby does not disclose or suggest an active matrix EL display device. Miyashita does not disclose or suggest a portable electronic device comprising a liquid crystal display panel and an active matrix EL display panel. Hence, there is no motivation or suggestion for one skilled in the art to combine these references to arrive at the claimed invention. Since such a motivation or suggestion is required for a *prima facie* case of obviousness, it is respectfully submitted that such a *prima facie* case has not been shown.

Additionally, Applicants have amended Claims 24-26 to clarify the claimed invention.

Accordingly, it is respectfully requested that this rejection be withdrawn.

Claim 27

The Examiner also rejects Claim 27 under 35 USC §103 as being unpatentable over Lebby et al. in view of Miyashita and further in view of Mack II. This rejection is also respectfully traversed.

This rejected claim is a dependent claim. Accordingly, for at least the reasons discussed above for independent Claim 24, this dependent claim is also patentable over the cited references.

Further, Applicants have amended Claim 27 to clarify the claimed invention. As neither of the cited references disclose or suggest an active matrix EL display panel comprising an image pick up device, Claim 27 is patentable over the cited references.

Therefore, it is respectfully requested that this rejection be withdrawn.

Information Disclosure Statement

Applicants are preparing an Information Disclosure Statement (IDS) with a full English translation of JP 5-298,257, and will submit it in the very near future. It is respectfully requested that this IDS be entered and considered prior to the issuance of a further action on this application.

Conclusion

Accordingly, for at least the above-stated reasons, it is respectfully submitted that the present application is in a condition for allowance and should be allowed.

If any fee is due for this amendment, please charge our deposit account 50/1039.

Favorable reconsideration is earnestly solicited.

Respectfully submitted,



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